

04-13-01

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UTILITY PATENT APPLICATION TRANSMITTAL

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|---|-------------------------------------|--------------------------------|
| Address to: | Attorney Docket No. | HOME 0459 PUS |
| Box PATENT APPLICATION Commissioner for Patents United States Patent & Trademark Office Washington, D.C. 20231 | Inventor(s) or Appln. Identifier | Roman S. Ferber, Stephen Chung |



1. This application entitled AIR BUBBLE MASSAGE BATHTUB MAT SYSTEM is:
 - a. A new application under 37 C.F.R. § 1.53(b).
 - b. A continuation divisional or continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application Serial No. filed on , entitled .
 - c. A new utility application which claims the benefit of provisional application Serial No. , filed on .

Application elements and other attached papers:

2. Specification (including Claims and Abstract) [Total Pages 14]
3. Drawings (informal / formal) [Total Sheets 5]
4. Oath or Declaration
 - a. Newly-executed
 - b. Copy from a prior application (37 C.F.R. § 1.63(d))
5. Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
 - a. ***DELETE*** the following inventor(s) named in the prior nonprovisional application:

 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this UTILITY PATENT APPLICATION TRANSMITTAL and the documents referred to as attached thereto are being deposited on the below date with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" addressed to: Box Patent Application, Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

Express
Mail Label No. EL 740 712 476 US

Angelika Phillips
(Type or print name of person mailing paper)

Date of Deposit: April 11, 2001

Angelika Phillips
(Signature of person mailing paper)

7. Preliminary Amendment:

- a. A Preliminary Amendment is attached.
- b. Cancel in this application original claims _____ of the prior application before calculating the filing fee.
- c. Please amend the specification by inserting before the first line the following sentence:

"This is a _____ continuation
 _____ divisional
 of copending application(s) serial number _____ /
 filed on _____."

- d. A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

- a. Applicant claims small entity status.
- b. Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.
- c. Is no longer desired.

9. Fee Calculation:

| FOR | NUMBER FILED | NUMBER EXTRA | RATE | CALCULATIONS |
|--|--------------|--------------|---------|----------------------|
| TOTAL CLAIMS (37 C.F.R. § 1.16(c)) | 19 -20 = | 0 | x 18.00 | -- |
| INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b)) | 2 -3 = | 0 | x 80.00 | -- |
| MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. §1.16(d)) | | | 270.00 | |
| <u>BASIC FEE (37 C.F.R. § 1.16(a))</u> | | | | <u>710.00</u> |
| <u>TOTAL OF ABOVE CALCULATIONS</u> | | | | <u>710.00</u> |
| <u>REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)</u> | | | | <u>355.00</u> |
| <u>\$40.00 ASSIGNMENT RECORDAL FEE (if applicable)</u> | | | | |
| <u>TOTAL</u> | | | | <u>355.00</u> |

- 10. A check in the amount of \$355.00 is enclosed.
- 11. The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. 02-3978:
 - a. Fees required under 37 C.F.R. § 1.16.
 - b. Fees required under 37 C.F.R. § 1.17.

12. Maintenance of Copendency of Prior Application

A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until _____.

13. An Information Disclosure Statement (IDS) is attached, along with the following indicated attachments thereto:

a. Form PTO/SB/08 (_____ sheet(s))

b. Copies of references cited

14. Certified copy of priority document(s)15. Return Receipt Postcard16. Other: Request for Early Publication under 37 C.F.R. 1.219 and \$300 check17. An Assignment of the invention to _____ having an address of _____

a. is attached.

b. was recorded on _____ at Reel _____, Frame _____.

c. Applicant requests that the above assignee information be published with the application.

18. The power of attorney in the prior application is to:

| | |
|----------------------------|----------|
| Name of Attorney of Record | Reg. No. |
|----------------------------|----------|

The power appears in the original papers in the prior application.

The power does not appear in the original papers, but was filed on _____.

A new power has been executed and is attached.

19. Correspondence Address: Please address all future communications to:

Kevin J. Heinl,
 Brooks & Kushman P.C.
 1000 Town Center, 22nd Floor
 Southfield, MI 48075-1351
 Telephone: 248-358-4400; Fax: 248-358-3351

Respectfully submitted,

Roman S. Ferber, Stephen Chung

Date April 11, 2001


 Name: Kevin J. Heinl
 Registration No.: 29,805

Attorney or agent of record
 Filed under Rule 34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Roman S. Ferber, Stephen Chung

Serial No.: TO BE ASSIGNED

Group Art Unit: Unknown

Filed: CONCURRENTLY HEREWITH

Examiner: Unknown

For: AIR BUBBLE MASSAGE BATHTUB MAT SYSTEM

Attorney Docket No.: HOME 0459 PUS

**REQUEST FOR EARLY
PUBLICATION UNDER 37 C.F.R. § 1.219**

Box PATENT APPLICATION

Commissioner for Patents

United States Patent and Trademark Office

Washington, D.C. 20231

Sir:

Applicant hereby requests early publication of the above-identified application under 37 C.F.R. § 1.219.

The fee of \$300.00 pursuant to 37 C.F.R. § 1.18(d) for early publication is enclosed. Please charge any additional fee or credit any overpayment in connection with this filing to our Deposit Account No. 02-3978. A duplicate is enclosed for this purpose.

Respectfully submitted,

Roman S. Ferber, Stephen Chung

By:


Kevin J. Heim

Reg. No. 29,805

Attorney/Agent for Applicant

Date: April 11, 2001

BROOKS & KUSHMAN P.C.

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FEE TRANSMISSION

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